

# VORYS

**Vorys, Sater, Seymour and Pease LLP**  
Legal Counsel

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2008 OCT 14 PM 12:05

1828 L St. NW  
Eleventh Floor  
Washington, DC 20036-5109  
202.467.8800  
www.vorys.com  
Founded 1989

Brett G. Kappel  
Direct Dial (202) 467-8800  
Facsimile (202) 632-8800  
E-Mail - bkgkappel@vorys.com

October 14, 2008

**VIA COURIER**

Jeff S. Jordan  
Supervisory Attorney  
Complaints Examination &  
Legal Administration  
Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
2008 OCT 14 P 1:52

Re: MUR 6080 - Designation of Counsel Statement and Request for an  
Extension of Time

Dear Mr. Jordan:

Enclosed please find a signed Statement of Designation of Counsel form authorizing me to act as counsel for the Clarion Fund, Inc. in the above-entitled action.

The complaint in MUR 6080 was served on the respondent on October 6, 2008. As you know, 11 C.F.R. § 111.6(a) provides that a respondent may file a written response to a complaint within fifteen (15) days of receiving it. Since the respondent was served on October 6, 2008, a response is due next Tuesday, October 21, 2008.

Although I have initiated an investigation into the allegations of the complaint, there will not be sufficient time to complete that effort and file a written response by October 21, 2008. In order to prepare a complete response, I will need to interview a number of employees of the Clarion Fund who have direct knowledge of the events alleged to have occurred in the complaint.

COLUMBUS  
88 East Gay St.  
PO Box 1008  
Columbus, OH 43216-1008  
614.464.6400

CLEVELAND  
1376 East Ninth St.  
2100 One Cleveland Center  
Cleveland, OH 44114-1734  
216.479.6100

CINCINNATI  
221 East Fourth St.  
Suite 2000, Akron Two  
PO Box 6236  
Cincinnati, OH 45201-0236  
513.783.4000

ALEXANDRIA  
277 South Washington St.  
Suite 310  
Alexandria, VA 22314  
703.697.6900

AKRON  
106 South Main St.  
Suite 1100  
Akron, OH 44308  
330.305.1000

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**VORYS**  
Legal Counsel

Jeff S. Jordan  
October 14, 2008  
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Accordingly, I hereby request an extension of thirty (30) days until November 20, 2008 in order to file a response to the complaint in MUR 6080.

Sincerely,



Brett G. Kappel

Enclosure

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FEDERAL ELECTION COMMISSION  
999 E Street, NW  
Washington, DC 20463

**STATEMENT OF DESIGNATION OF COUNSEL**  
**Please use one form for each Respondent/Client**  
**FAX (202) 218-9822**

MUR # 6080

NAME OF COUNSEL: Brett G. Kappel, Bradley A. Smith

FIRM: Vorys, Sater, Seymour and Pease LLP

ADDRESS: 1828 L Street, NW, 11th Floor

Washington, DC 20036-5109

TELEPHONE- OFFICE ( 202 ) 467-8886

FAX ( 202 ) 533-9086

The above-named individual and/or firm is hereby designated as my  
counsel and is authorized to receive any notifications and other communications  
from the Commission and to act on my behalf before the Commission.

Oct 10, '08  
Date

[Signature]  
Respondent/Client Signature

Fred D. [Signature]  
Title

RESPONDENT/CLIENT The Clarion Fund, Inc.  
(Please Print)

MAILING ADDRESS: 255 West 36th Street, Suite 800

New York, NY 10018

TELEPHONE- HOME ( )

BUSINESS ( 44 ) 308 1230

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 4379(a)(1)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation.

Rev. 2005

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